

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: Earl et al

Application No: 10/612,014

Group Art Unit: Not yet assigned

Filed: July 3, 2003

Examiner: Not yet assigned

For:

Nitrosated Nonsteroidal Antiinflammatory Compounds, Compositions and

Methods of Uses

Attorney Docket No: 102258.156 US1

Commissioner of Patents P.O. Box 1450 Alexandria, VA 22313-1450

<u>INFORMATION DISCLOSURE STATEMENT — NO. 2</u>

Pursuant to 37 C. F. R. §§1.56, 1.97 and 1.98, Applicants bring to the attention of the Examiner the documents listed on the attached PTO-1449 Form.

The submission of this Information Disclosure Statement does not represent that a search has been made and does not constitute an admission that the listed documents are material to patentability or that the listed documents are prior art.

A copy of the documents listed on the attached PTO-1449 form is submitted herewith.

This Information Disclosure Statement is being submitted before a first office action on the merits. Accordingly, no fee is believed to be due; however, the Commissioner is authorized to charge any necessary fees or credit any overpayments to Deposit Account No. 08-0219 to maintain the pendency of the present application.

Applicants respectfully request that the Examiner initial and return a copy of the enclosed PTO-1449 form with the next communication from the Patent Office.

espectfully submitted

Edward D. **G**rieff

Registration No. 33,898

Date: January 16, 2004 HALE AND DORR LLP

1455 Pennsylvania Avenue, NW

Washington, DC 20004 Phone: (202) 942-8400

PTO/SB/08A (10-96)
Amend for use through 10/31/99. OMB 0651-0031
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 1 of 2

Complet if Known				
Application Number	10/612,014			
Filing Date	July 3, 2003			
First Named Inventor	Earl			
Group Art Unit				
Examiner Name				
Attorney Docket Number	102258.156 US1			

	U.S. PATENT DOCUMENTS									
Examiner Initials*	Cite No.1	U.S. Paten Number	Kind Code ²	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear				
				<u> </u>						
<u> </u>			- 							
\vdash				·						
				,						
						1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 -				
					+					
				, <u>.</u>						
					İ					

	FOREIGN PATENT DOCUMENTS									
Examiner Initials*	r Cite No.1		Office	Foreign Patent Doo 3 Number ⁴	ument Kind Code ⁵ (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T6	
		WO	03/084550		NicOx	10-16-2003				
		WO	03/013499		NicOx	02-23-2003				
		WO	04/000215		Medinox	12-31-2003				
		WO	04/000273		NicOx	12-31-2003				
		WO	04/000300		NicOx	12-31-2003				
								Ш		

1	Examiner	Date	
ı	Signature	Considered	

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.



^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Please	tyne	a	nlus	sian	(+)	inside	this	h
ricase	type	a	DIUS	SILIT	١т.	11112100	บแจ	

+	

PTO/SB/08B (10-96)

Please type a plus sign (+) inside this bo

+

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449B/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Application Number 10/612,014 Filing Date July 3, 2003 **First Named Inventor** Earl Group Art Unit **Examiner Name**

C mplete if Kn wn

(use as many sheets as necessary)

Attorney Docket Number 102258.156 US1

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS							
xaminer nitials*	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Т				
		Williams et al, Cancer Research, 61:3285-3289 (April 15, 2001).					
		Del Soldato et al, Br. J. Pharmac., 67:33-37 (1979).					
	_						

Examiner	Date	
Signature	Considered	

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. 2 Applicant is to place a check mark here if English language Translation is attached.